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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|--|-------------|----------------------|---------------------|------------------|
| 10/790,687 | 03/03/2004 | Ezio Musso | 108910-00123 | 2294 |
| 4372 | 7590 | 04/18/2005 | EXAMINER | |
| ARENT FOX PLLC 1050 CONNECTICUT AVENUE, N.W. SUITE 400 WASHINGTON, DC 20036 | | | SERGEANT, RABON A | |
| | | | ART UNIT | PAPER NUMBER |
| | | | 1711 | |

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Please find below and/or attached an Office communication concerning this application or proceeding.



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| EXAMINER |
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Commissioner for Patents

The reply filed on January 4, 2005 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): Firstly, despite applicants' response, it is not seen that applicants have adequately or fully addressed the 35 U.S.C. 112, second paragraph, rejection set forth within paragraph 2 of the Office action. Specifically, it is unclear how applicants' response addresses the issues set forth within subparagraph 3 (the paragraph beginning with the text, "Thirdly, ...") and subparagraph 4 (the paragraph beginning with the text, "Within claims 1 and 9, ..."). Secondly, in response to the obviousness rejection, applicants have referred to a declaration; however, no declaration has been made of record in the application. Since prosecution of the child application is distinct and independent of the parent application, it is improper to base a response on evidence that has only been made of record in the parent application. See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).**

Any inquiry concerning this communication should be directed to R. Sergent at telephone number (571) 272-1079.

R. Sergent
April 14, 2005


Rabon Sergent
Primary Examiner
Art Unit: 1711

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